



PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re application of: )

WILLIAM SCOTT CALDWELL )

Serial No: 09/973,411 )

Art Unit: 1624

Filed: October 9, 2001 )

Examiner: Balasubramanian, V.

For: **COMPOUNDS CAPABLE OF ACTIVATING CHOLINERGIC RECEPTORS**

### RESPONSE

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

The following comments are in response to the Office Action mailed on March 12, 20002  
in connection with the above-identified application.

### Comments

The present application currently includes one claim, directed to a (R or S) (4E or Z)-N-methyl- 5-(5-pyrimidinyl)4-penten-2-amine.

### Rejections under 35 U.S.C. § 103 (a) and

#### Under the Judicially Created Doctrine of Obviousness-type Double Patenting

Claim 12 has been rejected under 35 U.S.C. § 103 (a) and under the judicially created doctrine of obviousness-type double patenting as obvious in view of claim 8 of U.S. Patent No. 5,597,919 to Dull et al. Claim 12 has also been rejected under the judicially created doctrine of